

**SUPPLEMENTAL**

**EXECUTIVE OFFICER SUMMARY REPORT**

February 21, 2001

ITEM: 9

SUBJECT: **Tentative Order No. 2001-01, Waste Discharge Requirements for Discharges of Urban Runoff from the Municipal Separate Storm Sewer Systems (MS4s) Draining the Watershed of the County of San Diego, the Incorporated Cities of San Diego County and the San Diego Unified Port District (NPDES Permit No. CAS0108758) (Phil Hammer)**

PURPOSE: To discuss and consider adoption of tentative Order No. 2001-01. The Public Hearing on the tentative order was conducted on December 13, 2000. The Regional Board previously closed the written comment period for tentative Order No. 2001-01 on November 30, 2000 and closed the public testimony (oral comment period) on December 13, 2000.

DISCUSSION: The Revised final draft of Tentative Order No. 2001-01 (underline/strikeout version), which was express mailed to you on February 14, 2001, reflects staff's responses to all (approximately) 1500 comments received on the tentative Order. Each comment was thoroughly considered and many comments have resulted in proposed changes to the language of the tentative Order. Each proposed change responds to one or more comments received and each is intended to clarify the language of the tentative Order. It is important to note however that **the proposed changes do not represent a significant departure from the October 11, 2000 public draft of Tentative Order No. 2001-01** on which the public comments were initially based.

On February 15, a copy of the Revised Tentative Order No. 2001-01 (underline/strikeout version) was forwarded to each of the Copermittees, along with the "Response to Comments" document, and an "Errata Sheet for the Response to Comments" document (see transmittal letter Attachment 4). The "Errata Sheet for the Response to Comments" document contains responses to five comments that were inadvertently left out of the original "Responses to Comments" document (see Attachment 5) .

Furthermore each of these three documents (the Revised Tentative Order No. 2001-01; the “Response to Comments” document; and the “Errata Sheet for the Response to Comments” document) has also been posted on (and available for downloading from) the SDRWQCB’s website at <http://www.swrcb.ca.gov/rwqcb9/programs/stormwater/stormwater.html> since the afternoon of February 15, 2001. In addition, an e-mail announcing the availability of the revised tentative Order on the website (and related documents) was sent to an extensive list of interested parties on February 15, 2001.

In response to Board Member Ghio’s request, staff has prepared a document entitled **“Comparison Between Tentative Order No. 2001-01 SUSMP Requirements and LARWQCB SUSMP Requirements (as Supported by SWRCB Order WQ 2000-11)”**, see Attachment 6 .

Finally, staff has prepared a document to facilitate your overall review of the revised order entitled: **“Summary of Significant Issues in Tentative Order No. 2001-01”**. This document, which is included as Attachment 7, contains the following information: (1) a brief description of the most significant issues raised during the public review period; (2) the pertinent permit section(s) in which the issue is addressed; (3) an indication of whether a change to the tentative Order’s language has been proposed in response to comments; and (4) a description of the supporting rationale.

LEGAL CONCERNS:

None.

SUPPORTING  
DOCUMENTS:

4) February 15, 2001 letter to Copermittees transmitting revised Tentative Order No. 2001-01; “Response to Comments” document; and “Errata Sheet for Response to Comments” document

5) “Errata Sheet for Response to Comments” document

6) Comparison Between Tentative Order No. 2001-01 SUSMP Requirements and LARWQCB SUSMP Requirements (as Supported by SWRCB Order WQ 2000-11)

7) Summary of Significant Issues In Tentative Order No. 2001-01

RECOMMENDATION (S): Adopt tentative Order No. 2001-01.

